

December 15, 2008

## UNITED STATES COURT OF APPEALS

Elisabeth A. Shumaker  
Clerk of Court

## FOR THE TENTH CIRCUIT

In re:

CHARLES KEVIN DORSEY,  
  
Petitioner.No. 08-1447  
(D.C. No. 02-CR-02757)  
(D. Colo.)

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ORDER

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Before **LUCERO**, **EBEL**, and **HARTZ**, Circuit Judges.

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Charles Kevin Dorsey, a state prisoner proceeding pro se, has filed a petition for a writ of mandamus seeking an order from this court directing the District Court for the City and County of Denver to honor his plea agreement. Mr. Dorsey has also filed a motion to proceed in forma pauperis (IFP). Because we have no authority to issue a writ of mandamus to a state court, *see Van Sickle v. Holloway*, 791 F.2d 1431, 1436 n.5 (10th Cir. 1986), we deny the mandamus petition and the IFP motion.

Entered for the Court,



ELISABETH A. SHUMAKER, Clerk